UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

S FILED BULERKS OFFICE Per 12-7-05

Civil Action No.: 03 CV 12297 (RWZ)

| | CIVII Action No.: 03 | 3005 BEC -7-P 1: 15 |
|-------------------|------------------------|--|
| SCOTT M. EPSTEIN, |)) Plaintiff,) | U.S. JISTRICT COUR! DISTRICT OF MASS. |
| v. |)) | Notice of Appeal |
| C.R. BARD, INC., |) | |
| | Defendant.) | |

Notice is hereby given that Scott M. Epstein, plaintiff in the above named case, hereby appeals to the United States Court of Appeals for the First Circuit from the final judgment dismissing the complaint against C.R. Bard, Inc. entered in this action on the 8th day of November, 2005.

Attorney for plaintiff

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